

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of H.M.G., Minor.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

LORI OAKMAN,

Respondent-Appellant.

UNPUBLISHED

March 18, 2003

No. 241338

Monroe Circuit Court

Family Division

LC No. 01-015751-NA

Before: Griffin, P.J., and Neff and Gage, JJ.

MEMORANDUM.

Respondent appeals as of right from the trial court order terminating her parental rights to her minor child pursuant to MCL 712A.19b(c)(i), (g), and (j). We affirm.

The trial court did not err in finding that the statutory grounds for termination were established by clear and convincing evidence. MCR 5.974(I); *In re Miller*, 433 Mich 331, 337; 445 NW2d 161 (1989). The child was removed from respondent's care at birth after cocaine was detected in the child's system. Respondent thereafter continued to use cocaine while the trial court had jurisdiction of the child, resulting in her repeated incarceration. Though respondent did participate in drug treatment while incarcerated, at the time of the termination hearing she had never demonstrated that she could live drug free outside of incarceration.

Further, the evidence did not show that termination of respondent's parental rights was clearly not in the best interests of the child. MCL 712A.19b(5); *In re Trejo*, 462 Mich 341, 356-357; 612 NW2d 407 (2000). Because of respondent's drug use and repeated incarceration, the child had been in foster care her entire life. Respondent had seldom visited with the child and admitted to not having established a bond with the child. The trial court, therefore, did not err in terminating respondent's parental rights to the child.

Affirmed.

/s/ Richard Allen Griffin

/s/ Janet T. Neff

/s/ Hilda R. Gage